

MINUTES OF THE LAFAYETTE COMMON COUNCIL
August 4, 2008
REGULAR MEETING

The Common Council of the City of Lafayette, Indiana met in regular session on Monday August 4, 2008 at 7:00 p.m. in the City Hall Council Chambers, 20 North 6th Street, Lafayette, Indiana.

President Campbell called the meeting to order at 7:00 p.m.

The Pledge of Allegiance was given to the flag of our Country.

The following members were present:

Present: Heide, Klinker, Meyer, Cornstuble, Brown, Novak, Weast-Williamson, Downing and Campbell

The City Clerk stated that there was a quorum present.

City Clerk Cindy Murray and City Attorney Ed Chosnek were present.

Councilman Meyer moved to approve the minutes from the July 7, 2008 regular meeting. Councilman Klinker seconded. The motion passed by unanimous voice vote.

The Clerk stated that there were no Claims, Petitions or Communications.

The Clerk stated the following reports are available in the City Clerk's Office:

Police Department Monthly-June 2008
Water Works Monthly – June 2008
Fleet Maintenance Department Monthly-June 2008
Water Pollution Control Monthly – June 2008

Mayor's Youth Council presented with a PowerPoint presentation regarding their year long projects of Recycling and the Entry way signs into the city that the mayor requested they design.

There were no Ordinances for Second Reading:

Ordinances for First Reading:

The Clerk read Ordinance 2008-19 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, to Rezone Certain Real Estate from A and I3 to GB-Board of Commissioners of Tippecanoe County, Petitioners, 2600 Duncan Road) by title only on first and final reading. Councilman Cornstuble moved for passage, Councilman Meyer seconded. Dan Teder, attorney for petitioner spoke regarding the rezone. Mr. Teder explained by rezoning to GB it would allow other government offices to be located in the area not just a Juvenile Justice Center. Councilman Meyer questioned if the Parks department had been contacted in regard to the proposed plan, which Mr. Teder responded that they had. Pearl Speakman 923 S. 22nd St.

spoke regarding the Ordinance. Ordinance 2008-19 passed 8-0 on a roll call vote on first and final reading.

The Clerk read Ordinance 2008-20 (An Ordinance of the Common Council of the City of Lafayette, Indiana Authorizing the Mayor and/or Controller of the City of Lafayette, Indiana to make Temporary Loans to meet Current Operating Expenses of Various Funds of the City in Anticipation of and not in Excess of Current Taxes Levied in the Year 2007, and Collectable in the Year 2008, Authorizing the Issuance of Temporary Loan Tax Anticipation Time Warrants to Evidence such Loans and the Sale of Such Warrants and Appropriating and Pledging the Taxes to be Received in Such Funds to the Payment of Such Warrants including the interest Thereon) by title only on first reading. Councilman Brown moved for passage, Councilman Heide seconded. Councilman Meyer moved to amend Ordinance 2008-20 in its entirety, Councilman Klinker seconded. Ed Chosnek, City Attorney explained the amendment would allow the city to borrow funds from commercial lenders to obtain the lowest rates if the need. Amended Ordinance 2008-20 passed 8-0 on a roll call vote on first reading.

The Clerk read Ordinance 2008-21 (2009 Budget Ordinance an Ordinance Appropriating Money for the Purpose of Defraying the Expenses of Several Departments of the City Government of the City of Lafayette, Indiana for the Fiscal Year Beginning January 1, 2009 and ending December 31, 2009 including the Outstanding Claims and Obligations and Fixing a Time when the Same Shall Take Effect.) by title only on first reading. Councilman Meyer moved for passage, Councilman Brown seconded. Mayor Roswarski spoke regarding the 2009 budget and informed Council the 1782 budget order for 2008 has been approved and the DLGF has extended 2009 budget deadlines to December 1st 2008. Mayor Roswarski also noted the 2008 tax rate was lowered from .8566 to .8245. Ordinance 2008-21 passed 8-0 on a roll call vote on first reading. Councilman Meyer moved to set a Special Council Meeting for a Public Hearing on Ordinance 2008-21 for August 27, 2008 at 5:30 pm in the Council Chambers. Councilwoman Williamson seconded. The motion passed by unanimous voice vote.

The Clerk read Ordinance 2008-22 (An Ordinance Fixing the Salaries of the Elected Officials of the City of Lafayette, Indiana for the Year 2009.) by title only on first reading. Councilman Heide moved for passage, Councilman Brown seconded. Mayor Roswarski spoke regarding the salary ordinance of all employees including the elected officials stating a 3 percent (3%) raise was being given to all employees including elected officials; however insurance premiums will be higher in 2009. The following citizens spoke regarding Ordinance 2008-22:

Perry Barbee, 1714 Union Street

Pearl Speakman, 923 S. 22nd St.

Ben Wissel, 2368 N 26th St. Apt. 4

Lloyd Wells, 3717 Rawlings Dr.

Dave Gallimore, 80 Bryn Mawr Ct.

Earl Stanton, 1013 Elizabeth St.

Ordinance 2008-22 passed 7-1 on roll call vote as follows.

Ayes: Heide, Klinker, Meyer, Cornstuble, Novak, Williamson and Downing

Nays: Brown

Councilman Brown moved to set a Public Hearing on Ordinance 2008-22 on Monday September 7, 2008 @ 7:01 p.m. in the Council Chambers, Councilman Downing seconded. The motion passed by unanimous voice vote.

The Clerk read Ordinance 2008-23 (An Ordinance Fixing the Salaries of the Sworn Protective Occupation and Law Enforcement (POLE) Members of the Police and Fire Departments of the City of Lafayette, Indiana for the Year 2009) by title only on first reading. Councilman Brown moved for passage, Councilman Novak seconded. Ordinance 2008-23 passed 8-0 on a roll call vote on first reading.

The Clerk read Ordinance 2008-24 (An Ordinance Fixing the Salaries of the Appointed Officers and Employees of the City of Lafayette, Indiana, for the Year 2009, Excluding the Sworn Protective Occupation and Law Enforcement Members of the Police and Fire Departments) by title only on first reading. Councilwoman Williamson moved for passage, Councilman Klinker seconded. Mayor Roswarski noted there were incorrect positions listed in Exhibit A that would not affect the budget. Councilman Heide moved to amended Exhibit A in its entirety, Councilman Downing seconded. The motion passed by unanimous voice vote. Ordinance 2008-24 with Amended Exhibit A passed 8-0 on a roll call vote on first reading.

The Clerk read Ordinance 2008-25 (An Ordinance Voluntarily Annexing Certain Lands into the City of Lafayette, Indiana, 2008 Voluntary Annexation) by title only on first reading. Councilman Meyer moved for passage, Councilman Klinker seconded. Mayor Roswarski spoke regarding this proposal which is the second phase of voluntary annexation to allow steady growth within the city of Lafayette. (Tape inaudible) Ordinance 2008-25 passed 8-0 on a roll call vote on first reading.

Councilman Meyer moved to set a Public Hearing on Ordinance 2008-25 for Monday September 8, 2008 at 7:02 p.m. in the Council Chambers. Councilman Cornstuble seconded. The motion passed by unanimous voice vote.

Resolutions:

President Campbell motioned to have Resolution 2008-11 be heard prior to Resolution 2008-10, there was no descending vote.

The Clerk read Resolution 2008-11 (A Resolution Approving a Deduction for the Purpose of Tax Abatement in an Economic Revitalization Area-Wabash National L.P.) by title only on first and final reading. Councilman Heide moved for passage, Councilwoman Novak seconded. Jody Hamilton, LWLDC informed Council this request was for a ten million dollar investment, with eight million being for personal property and one million for real estate. Tara Kamm, Wabash National Corporate Tax Manager, spoke regarding the companies planned equipment upgrades to increase production efficiency. Mayor Roswarski spoke regarding Wabash National and their importance to the community. Council discussion ensued. The following citizens spoke regarding Resolution 2008-11:

Pearl Speakman, 923 S. 22nd St.
Lloyd Wells, 3717 Rawlings Dr.
Earl Stanton, 1013 Elizabeth St.

Ben Wissel, 2368 N 26th St. Apt. 4
Dave Gallimore, 80 Bryn Mawr Ct.
Perry Barbee 1714 Union St.

Councilwoman Williamson moved to approve a ten year time period for abatement, Councilman Downing seconded. The motion passed on a roll call vote 8-0. President Campbell questioned if there would be a confirming resolution. Dennis Carson, Redevelopment Director stated there would not, since Wabash National property has already been designated an Economic Revitalization Area. Resolution 2008-11 passed 8-0 on a roll call vote on first and final reading.

The Clerk read Resolution 2008-10 (A Resolution of the Common Council of the City of Lafayette Approving a Petition for an Excess levy not to Exceed One Cent per One Hundred Dollars of Assessed Valuation as Permitted Pursuant to I.C.6-1.1-18.5-13 for Public Transportation Services) by title only on first and final reading. Councilman Meyer abstained from the discussion due to conflict of interest. Councilman Cornstuble moved for passage, Councilwoman Novak seconded. Councilman Cornstuble reported the Transportation Committee met, held a public hearing and agreed to support this Resolution. The following citizens spoke regarding Resolution 2008-10:

Pearl Speakman, 923 S. 22nd St

Paul Schueler, 801 Hitt St.

Earl Stanton, 1013 Elizabeth St.

Ben Wissel, 2368 N. 26th St Apt. 4.

Joe Krause, WL

Curt Veasch, 1913 Shenandoah Ct.

John Metzinger, Develop Manager Citybus

Jeff Findley, 2103 W 550 So.

Stewart Frascus, 421 Brown St.

Terry Masterson, 1115 Central St.

Bob Novak, 603 Kossuth St.

Perry Barbee, 1714 Union St

Brenda Pease, 310 S. 6th St.

Joann Titolo, 518 Main St.

Joe Seaman, President, LWLDC

Nathan Gross, 1123 Main St Apt A.

Jerry Kahl, 1016 Main St.

Steve Leer 3142 Chelmsford Dr.

Lloyd Wells, 3717 Rawlings Dr.

Dan Altepeter, 1161 E 430 So.

Jim Peterson, 1817 Arcadia

President Campbell questioned if there were plans for Citybus to expand to the new hospital districts. Marty Sennett, General Manager Citybus, stated at this time they do not have funding to expand. Councilman Brown expressed concern there is no sunset clause for this tax and requested that an accurate count be taken on ridership and report be presented to the Transportation Committee each year. Resolution 2008-10 passed 7-1 on a roll call vote on first and final reading.

Ayes: Heide, Klinker, Cornstuble, Brown, Novak, Williamson and Downing

Nays: None

Abstained: Meyer

There were no Reports of Special Committees.

Reports by Mayor:

Mayor Roswarski thanked the Mayors Youth Council for their hard work on the new city signs and their Recycling program.

Miscellaneous or New Business:

Dennis Carson, Redevelopment Director presented an enterprise zone application for MEF Equipment and requested Council approval. Councilman Meyer moved for passage, Councilwoman Novak seconded. The motion passed by unanimous voice vote.

There were no Reports of Councilman.

Public Comment:

The following citizens spoke:

Pearl Speakman, 923 S. 22nd St
Perry Brown, 1714 Union St
Donn Brown, 1235 Meadowbrook Dr.
Terry Masterson, 1115 Central St,
Dan Altepeter, 1161 E 430 So.
Wick Dixon, 3204 Elmwood Ave,
Ben Wissel, 2368 N. 26th St Apt 4
Walt Foster, Owner, The Other Pub
Earl Stanton, 1013 Elizabeth St.
Jim Peterson, 1817 Arcadia

With no further business to come before the Council, Councilman Heide moved to adjourn, Councilwoman Novak seconded. Meeting was adjourned at 10:07 pm.

Minutes prepared by Cindy Murray, City Clerk

Complete audio of meeting available in the City Clerks office or at www.lafayette.in.gov